

Implementation of State Security Standards for Personal Information

Senate Bill 20, State Security Standards for Personal Information, was passed by the Utah Legislature in the 2013 General Session. The bill requires that a health care provider shall, as part of the Notice of Privacy Practices (NPP) required by the Health Insurance Portability and Accountability Act (HIPAA), provide notice to the patient or the patient's personal representative that the health care provider either has, or may submit, Personally Identifiable Information (PHI) about the patient to the Medicaid eligibility database and the Children's Health Insurance Program (CHIP) eligibility database.

In accordance with Senate Bill 20, only providers that include in their NPP a statement that complies with Senate Bill 20 should access the Medicaid and CHIP eligibility databases. Providers that do not have a compliant NPP should not attempt to access the Medicaid and CHIP eligibility databases.

"Access" means an eligibility query either telephonically or electronically. This does not include direct access to databases.

While Senate Bill 20 allows the Department to establish uniform language for the NPP to meet this new requirement, the Department has decided not to do so at this time.